

PETER H. KANG (No. 158101)  
KEVIN P. BURKE (No. 241972)  
CONNIE TSAI (No. 250264)  
SIDLEY AUSTIN LLP

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555 California Street, Suite 2000  
San Francisco, California 94104  
Telephone: (415) 772-1200  
Facsimile: (415) 772-7400  
Email: pkang@sidley.com  
kburke@sidley.com  
ctsai@sidley.com

Attorneys for Plaintiff Viet Mike Ngo

EDMUND G. BROWN JR.  
Attorney General of the State of California  
DAVID S. CHANEY  
Chief Assistant Attorney General  
ROCHELLE C. EAST  
Senior Assistant Attorney General  
MICHAEL W. JORGENSEN  
Supervising Deputy Attorney General  
JAY C. RUSSELL, State Bar No. 122626  
Supervising Deputy Attorney General  
455 Golden Gate Avenue, Suite 11000  
San Francisco, CA 94102-7004  
Telephone: (415) 703-5717  
Fax: (415) 703-5843  
Email: Jay.Russell@doj.ca.gov

TIMOTHY P. MURPHY (No. 120920)  
EDRINGTON, SCHIRMER  
& MURPHY LLP  
The Terraces  
2300 Contra Costa Blvd., Suite 450  
Pleasant Hill, CA 94523  
Telephone: (925) 827-3300  
Facsimile: (925) 827-3320  
Email: [TMurphy@esmlawfirm.com](mailto:TMurphy@esmlawfirm.com)

Attorneys for Defendant Wooten

Attorneys for Defendants Woodford, Nienhuis, Bracy,  
McGarvey, and Knudsen

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

**VIET NGO,**

Plaintiff,

**v.**

**J. S. WOODFORD, et al.,**

Defendants.

Case No. C 03-2210 JF

**JOINT CASE MANAGEMENT  
CONFERENCE STATEMENT  
AND ~~PROPOSED~~ CASE  
MANAGEMENT ORDER  
CONTINUING CMC**

Hearing: June 19, 2009  
Time: 10:30 a.m.  
Courtroom: 3, 5th Floor  
Judge: The Honorable  
Jeremy Fogel

1 The parties jointly submit this Case Management Statement and Proposed Order:

2 Following a settlement conference held before Magistrate Judge Elizabeth Laporte on  
3 September 17, 2008, the parties reached an agreement to fully settle this litigation. Since that  
4 date, the parties have negotiated on terms for a formal Settlement and Release Agreement.  
5 Continuing discussions between the parties have resulted in a proposed final draft of the  
6 agreement, and it has recently been presented to the parties for execution. Plaintiff's  
7 incarceration may require additional time for his review and signature.

8 To that end, the parties request that the Court continue the Case Management Conference  
9 for an additional thirty days to allow for execution of and compliance with the proposed  
10 Settlement and Release Agreement.

11 Dated: June 9, 2009

12 Respectfully submitted,

13 EDMUND G. BROWN JR.  
Attorney General of the State of California

14 DAVID S. CHANEY  
Chief Assistant Attorney General

15 ROCHELLE C. EAST  
Senior Assistant Attorney General

16 MICHAEL W. JORGENSEN  
Supervising Deputy Attorney General

18  
19 /s/ Jay C. Russell

20 JAY C. RUSSELL  
Supervising Deputy Attorney General  
21 Attorneys for Defendants Woodford, Nienhuis, Bracy, McGarvey,  
and Knudsen

22  
23 SIDLEY AUSTIN LLP

24 /s/ Connie Tsai

25 CONNIE TSAI, ATTORNEY AT LAW  
26 KEVIN P. BURKE, ESQ.  
Attorneys for Plaintiff Viet Mike Ngo  
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28

EDRINGTON, SCHIRMER & MURPHY LLP

/s/ Timothy P. Murphy

TIMOTHY P. MURPHY, ESQ.  
Attorneys for Defendant Wooten


**CASE MANAGEMENT ORDER**

Based upon the parties' Joint Case Management Conference Statement, and good cause appearing,

IT IS ORDERED THAT the Case Management Conference is continued to July 24, 2009 at 10:30 a.m.

June 18, 2009

Dated: April \_\_\_\_\_, 2008.

  
\_\_\_\_\_  
HON. JEREMY FOGEL  
U.S. District Court Judge

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### CERTIFICATE OF SERVICE

Case Name: Ngo v. Woodford, et al.

No. C 03-2210 JF

I hereby certify that on **June 9, 2009**, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

#### **JOINT CASE MANAGEMENT CONFERENCE STATEMENT AND [PROPOSED] CASE MANAGEMENT ORDER CONTINUING CMC**

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on **June 9, 2009**, at San Francisco, California.

M. Luna

Declarant



Signature